

JUDGE KOELTL

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - -x

UNITED STATES OF AMERICA : INDICTMENT

- v. - : 07 Cr.

SEGUNDO BARE,

Defendant.

07 CRIM. 631

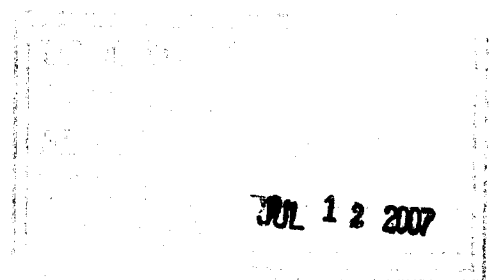
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COUNT ONE

The Grand Jury charges:

1. From at least on or about February 17, 2006, up to and including on or about February 20, 2006, in the Southern District of New York and elsewhere, SEGUNDO BARE, the defendant, and others known and unknown, unlawfully, intentionally and knowingly, did combine, conspire, confederate and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that SEGUNDO BARE, the defendant, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, to wit, one kilogram and more of mixtures and substances containing a detectable amount of heroin, in violation of Title 21, United States Code, Sections 812, 841(a)(1), and 841(b)(1)(A).



Overt Acts

3. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt act, among others, was committed in the Southern District of New York and elsewhere:

a. On or about February 20, 2006, in New York, New York, SEGUNDO BARE, the defendant, provided approximately \$30,000 in United States currency in exchange for two suitcases that were supposed to contain over 10 kilograms of heroin.

(Title 21, United States Code, Section 846.)

FORFEITURE ALLEGATION

4. As a result of committing the controlled substance offense alleged in Count One of this Indictment, SEGUNDO BARE, the defendant, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all property constituting and derived from any proceeds that the said defendant obtained directly and indirectly as a result of the said violation and any and all property used and intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count One of this Indictment, including, but not limited to a sum of money equal to all proceeds obtained as a result of the narcotics offense.

Substitute Asset Provision

5. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any property of the defendant up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 853 and 846.)

  
FOREPERSON

  
MICHAEL J. GARCIA  
United States Attorney

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INDICTMENT

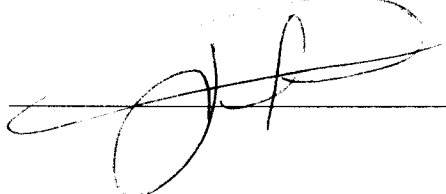
07 Cr.

(Title 21, United States Code,  
Section 846.)

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MICHAEL J. GARCIA  
United States Attorney.

A TRUE BILL



Foreperson.

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7/12/07 Filed indictment. Case assigned  
to Judge Koeltl.  
of Maj. Judge Lat